

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON**

IN RE: PREMIER BLUE CROSS
CUSTOMER DATA SECURITY BREACH
LITIGATION

Case No. 3:15-md-2633-SI

**PRETRIAL ORDER NO. 3
(CASE SCHEDULING ORDER)**

This Document Relates to All Actions.

Michael H. Simon, District Judge.

The parties' Proposed Case Scheduling Order (Dkt. 38) is accepted, and the following case schedule is adopted:

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| 1. | Initial Case Management Conference
Discuss appointment of interim class counsel, other
Plaintiffs' counsel leadership positions, and case
schedule | August 7, 2015 |
| 2. | Deadline for parties to file proposed protective order(s) | August 28, 2015 |
| 3. | Defendant to produce initial categories of documents as
agreed by the parties | September 11, 2015 |
| 4. | Plaintiffs file Consolidated Master Complaint | October 6, 2015
(60 days after No.1) |
| 5. | Interim lead counsel and liaison plaintiffs' counsel file
leadership structure and responsibilities | October 6, 2015
(60 days after No.1) |
| 6. | Parties confer about ADR | November 13, 2015 |
| 7. | Defendant answers or otherwise responds | November 20, 2015
(45 days after No. 4) |

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| 8. | Deadline for parties' Rule 26(f) and LR 26-1 conference, including ESI guidelines; formal discovery may proceed | December 4, 2015 |
| 9. | Parties file Rule 26(f) report;
deadline for parties to file proposed ESI protocol(s);
deadline to establish document depository;
initial disclosures served or waived under LR 26-2 | December 18, 2015 |
| 10. | Plaintiffs file response to motion to dismiss, if any | December 30, 2015
(40 days after No. 7) |
| 11. | Defendant files reply in support of any motion to dismiss | January 29, 2016
(30 days after No. 10) |
| 12. | Oral argument on motion to dismiss, if any
Second Case Management Conference | February 24, 2016, 10AM |
| 13. | Parties file Joint ADR Report under LR 16-4(d) | April 17, 2016 |
| 14. | Deadline to amend pleadings or join parties | July 19, 2016 |
| 15. | Third Case Management Conference | August 2, 2016, 10AM |
| 16. | File motion for class certification | October 12, 2016 |
| 17. | File response to motion for class certification | November 12, 2016 |
| 18. | File reply in support of motion for class certification | December 12, 2016 |
| 19. | Oral argument on class certification motion
Fourth Case Management Conference | January 12, 2017, 10AM |
| 20. | Fact discovery closes | March 17, 2017 |
| 21. | Simultaneous exchange of expert reports
(Expert depositions to be scheduled by parties) | April 17, 2017 |
| 22. | Simultaneous exchange of expert rebuttal reports | May 17, 2017 |
| 23. | Expert discovery closes | June 16, 2017 |
| 24. | Fifth Case Management Conference
(Should limited fact or expert discovery be reopened?) | June 30, 2017, 10AM |

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| 25. | Deadline for filing dispositive motions | September 1, 2017 |
| 26. | File responses to dispositive motions | September 29, 2017
(28 days after No. 25) |
| 27. | File replies to dispositive motions | October 27, 2017 |
| 28. | Oral argument on dispositive motions
Sixth Case Management Conference | November 17, 2017, 10AM |
| 29. | First pretrial conference | January 31, 2018, 10AM |
| 30. | Second pretrial conference | February 9, 2018, 10AM |
| 31. | Trial commences
(either class or non-class for bellwether case originally
filed in District of Oregon) | February 26, 2018, 9AM |

The Court directs the Clerk of the Court to send a copy of this Order to the Clerk of the
Judicial Panel on Multidistrict Litigation.

IT IS SO ORDERED.

DATED this 26th day of August, 2015.

/s/ Michael H. Simon
Michael H. Simon
United States District Judge